

Town Board Minutes

October 6, 2014

Meeting No. 27

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 6th day of October 2014 at 7:00 P.M. and there were

PRESENT: JOHN ABRAHAM, COUNCIL MEMBER
MARK AQUINO, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
DINO FUDOLI, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
JOHN DUDZIAK, TOWN ATTORNEY
LEONARD CAMPISANO, ASST.CODE ENFORCEMENT OFFICER
GERALD GILL, CHIEF OF POLICE
MARK LUBERA, INTERIM DIR., PARKS, RECREATION,
FORESTRY & GROUNDS
DANIEL AMATURA, HIGHWAY SUPERINTENDENT
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES
JOHN TROJANOWSKY, EXEC. DIRECTOR, YOUTH BUREAU

EXECUTIVE SESSION:

AT 8:34 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER AQUINO AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing a legal matter.

At 8:56 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Beutler, Daniel, spoke to the Town Board on the following matters:

- Asks the Board to table resolution appointing laborer aide.
- Questions about Tactical Diversion Task Force agreement.
- Renewal of Time Warner Cable franchise agreement.

Chowaniec, Lee, spoke to the Town Board on the following matters:

- Questions regarding Laborer Aide appointment.
- Equipment to be acquired by Parks & Recreation Department.
- Laborer Aide appointment in Building, Grounds, Parks & Recreation Department.

Eberth, Garrett, spoke to the Town Board on the following matter:

- Posting of Laborer Aide position in Parks & Recreation Department. Requesting a thorough and fair interview process.

Fronczak, Mike, spoke to the Town Board on the following matters:

- Requests resolution appointing Laborer Aide be tabled.
- The rezoning of Fairway Hills property for construction of patio homes.
- Change order for indoor baseball facility.
- Awarding of contract for pickup trucks, lawnmower and floor scrubber.
- Sidewalks in subdivisions.

Geles, Jill, Representing Lancaster Airport, spoke to the Town Board on the following matter:

- Wants to talk about safety issues at the Lancaster Airport.

Kazmierczak, Tom, spoke to the Town Board on the following matter:

- Appointment of Laborer Aide position in Recreation Department.

Komrek, Dennis, President Lancaster CSEA, spoke to the Town Board on the following matter:

- Asks the Board to fill the Laborer Aide position.

Rayter, Rita, spoke to the Town Board on the following matter:

- School Tax exemptions.

Salvadore, Lou, spoke to the Town Board on the following matters:

- Asks how job notices are posted.
- Trees on Parkdale and Glendale Drives.

Sugg, Russell, Village of Lancaster Trustee, spoke to the Town Board on the following matter:

- Report on consolidation of Village Court.

Symer, Donald, spoke to the Town Board on the following matter:

- Awarding of contract for sign for Public Safety Building.

Wehner, Mike, Jr., spoke to the Town Board on the following matter:

- Asks when sidewalks are installed in subdivisions. He wants a sidewalk installed in front of a vacant lot in his subdivision.

PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: Amendment to Vehicle & Traffic Ordinance.

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was opened.

At 7:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon an amendment to Vehicle & Traffic Ordinance.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME OF PERSONS ADDRESSING THE BOARD ON THIS SUBJECT	Proponent/ Opponent/ Comments/Question
NONE	

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was closed at 7:16 P.M.

Decision on this matter was reserved.

October 6, 2014

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board
held September 15, 2014 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote
on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	ABSTAINED
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk
by the Assistant to the Supervisor, to wit:

Claim No. 37238 to Claim No. 37478 Inclusive

Total amount hereby authorized to be paid: \$1,158,974.01

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

RESOLVED that the following Building Permit applications be and are hereby reaffirmed:

CODES:
(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town of Lancaster are waived for this permit.
(CSW) = Conditional sidewalk waiver
(V/L) = Village of Lancaster

NEW PERMITS:

Pmt #	SW	Applicant Name	Address	STRUCTURE	Village
23308		Michael & Rita Conway	662 Townline Rd	Er. Res. Alt.	
23309		Ronald & Rebecca Stock	6320 Genesee St	Inst. Generator	
23310		Timothy & Karlyn Finucane	6357 Genesee St	Er. Fence	
23311		Michael & Paula Russo	36 Grafton Ct	Re-Roof	
23312		William T. Gilligan, Jr.	9 Wren Ave	Re-Roof	(V/L)
23313		Deborah J. Magrum	11 Grafton Ct	Re-Roof	
23314		Window Experts & More	562 Ransom Rd	Er. Garage	
23315		James & Dianne Edwards	6466 Broadway	Er. Fence	
23316		Bishnu P. Kapri	47 Summerfield Dr	Re-Roof	
23317		Daniel Kempf	1936 Como Park Blvd	Er. Garage	(V/L)
23318		Raymond Kuhn	42 Main St	Er. Res. Alt.	
23319		Robert & Cynthia Smith	14 Ashwood Ct	Er. Fence	
23320		Robert & Cynthia Smith	14 Ashwood Ct	Er. Pool-In Grnd	
23321		Besroi Construction	230 Pavement Rd	Re-Roof	
23322		F & D Construction Inc.	82 Stony Brook Dr	Re-Roof	
23323		Karen A Woronowski	19 Iroquois Ave	Re-Roof	(V/L)
23324		Mary Jane Kurtz	172 Laverack Ave	Re-Roof	(V/L)
23325		Kenneth F DeMarzio	8 Red Clover Ln	Er. Shed	
23326		Getter Done Construction	6161 Broadway	Er. Comm. Bldg.	
23327		Gary Myszka	51 Bentley Cir	Re-Roof	
23328		Sturm Roofing LLC	246 Enchanted Forest N	Re-Roof	
23329		Michael & Kim Rushok	2 Signal Dr	Er. Shed	
23330		Kevin & Wendy Smosna	57 Tomahawk Trl	Re-Roof	
23331		Kenneth Berg	76 Sterling Pl	Er. Shed	
23332		Thomas & April Segeil	415 Aurora St	Er. Res. Alt.	
23333		Thomas & April Segeil	415 Aurora St	Re-Roof	
23334		Michelle Moran	43 Benson Dr	Er. Res. Alt.	(V/L)
23335		Anthony & Margaret Bianchi	5 Windcroft Ln	Re-Roof	
23336		Tina Spyres	243 Lake Ave	Re-Roof	(V/L)
23337		Building Solutions	10 Deerpath Dr	Re-Roof	
23338		Benjamin Wagner	55 Benson Dr	Re-Roof	(V/L)
23339		Luther Enterprises Inc.	19 Sterling Pl	Er. Pool-In Grnd	
23340		D J Hibbs	19 Sterling Pl	Er. Fence	
23341		Ryan Homes - NVR Inc.	676 Pleasant View Dr	Er. Dwlg.-Sin.	
23342		Besroi Construction	80 Kurtz Ave	Re-Roof	(V/L)
23343		Besroi Construction	48 Hedge Ln	Re-Roof	
23344		Besroi Construction	48 Hedge Ln	Re-Roof	
23345		Besroi Construction	15 Barton Rd	Re-Roof	
23346		Schuster Construction	149 Wendel St	Er. Dwlg.-Sin.	
23347		Sunset Custom Homes Inc.	53 Grant St	Re-Roof	(V/L)
23348		CMK Builders of Alden Inc.	204 Pavement Rd	Er. Dwlg.-Sin.	
23349		Karen Woronowski	19 Iroquois Ave	Er. Deck	(V/L)
23350		Margaret O'Bryan	291 Westwood Rd	Er. Shed	
23351		George E Ehrhart Construction	61 Newberry Ln	Re-Roof	
23352		Chris & Jennifer Skibinski	105 Burwell Ave	Er. Garage	(V/L)
23353		Town of Lancaster IDA	2655 Wehrle Dr	Er. Sign - Temp	
23354		Gail Littlefield	34 Hill Valley Dr	Re-Roof	
23355		Mark & Adele Turek	20 Michael Anthony Ln	Er. Fence	
23356		D Allen & Son Contracting Inc	22 Woodlawn Ave	Re-Roof	(V/L)
23357		John & Cynthia Shurmatz	49 Cedar Brook Dr	Re-Roof	
23358		Mike Kopecki	10 Bentley Cir	Er. Shed	
23359		Sunset Custom Homes Inc.	103 Court St	Re-Roof	(V/L)
23360		William & Mary Nugent	25 Camner Ave	Er. Fence	(V/L)

23361	Ivy Lea Construction Inc.	4 Primrose Ln	Re-Roof	
23362	Donald & Cheryl Tredo	22 Jonquille Ct	Er. Shed	
23363	Saia Communications, Inc.	109 Central Ave	Cell Tower Co-location (V/L)	
23364	James & Clare Miller	18S Irwinwood Rd	Er. Shed	(V/L)
23365	Eric & Katie Honsberger	13 Sussex Ln	Er. Shed	
23366	Richard Striegel II	41 Brandel Ave	Er. Res. Alt.	(V/L)
23367	Pacific Pools & Spas	9 Chicory Ln	Er. Pool-In Grnd	
23368	Gregory & Amy Newman	19 Katelyn Ln	Er. Fence	
23369	Stuart Hauser	9 Rollingwood Dr	Inst. Generator	
23370	Slowinski & Boccabella Inc	7 Lancaster Pkwy	Er. Comm. Add./Alt.	
23371	Neth & Son Inc.	22 Running Brook Dr	Re-Roof	
23372	Neth & Son Inc.	42 Trentwood Trl N	Re-Roof	
23373	Tranwer, LLC	6707 Transit Rd	Er. Sign - Wall	
23374	Marrano/Marc Equity Corp	9 Jonquille Ct	Er. Dwlg.-Sin.	
23375	Stupski Stupski	14 Beatrix Cir	Er. Shed	
23376	Sturdi Built Sheds LLC	369 Erie St	Er. Shed	
23377	D Allen & Son Contracting Inc	2 Ellie Ct	Re-Roof	
23378	Steven & April Press	192 Pavement Rd	Er. Shed	
23379	5828 Broadway LLC	5828 Broadway	Er. Comm. Bldg.	
23380	Sahlems Roofing and Siding Inc	48 Harvey Dr	Re-Roof	(V/L)
23381	Mark & Kathleen Kotas	332 Lake Ave	Re-Roof	
23382	BML Contracting Inc.	134S Irwinwood Rd	Re-Roof	(V/L)
23383	Melissa Polinski	4 Olde Stone Ln	Er. Garage	
23384	Marc Beebe	32 Katelyn Ln	Re-Roof	
23385	Steven Sirianni	61 Tomahawk Trl	Er. Shed	
23386	Walter & Patricia Koneski	368 Broezel Ave	Er. Shed	
23387	House Crafters LLC	92 Sixth Ave	Re-Roof	(V/L)
23388	John & Jennifer Cuttitta	510 Townline Rd	Er. Res. Add.	
23389	DJC Land Development	8 Silent Meadow Lane	Er. Dwlg.-Sin.	
23390	Joseph T Ryerson & Son Inc.	3919 Walden Ave	Re-Roof	
23391	James Jakielaszak	20 Monroe Ave	Er. Shed	
23392	Michael Quigley	8 Devonshire Ln	Re-Roof	
23393	DJC Land Development	14 Branch Way	Er. Dwlg.-Sin.	
23394	Christoher Beckage	37 Hillside Pky	Er. Res. Add.	
23395	DJC Land Development	16 Silent Meadow Lane	Er. Dwlg.-Sin.	
23396	5828 Broadway LLC	5828 Broadway	Er. Res. Alt.	
23397	Scott Enterprises Inc.	25 Wildwood Dr	Re-Roof	(V/L)

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated September 8, 2014, has requested the addition of a member to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Town Line Volunteer Fire Department the following individual:

ADDITION:

Kevin Wright
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated September 12, 2014 has requested the deletion of three members from the roster of said fire association.

**NOW, THEREFORE, BE IT
RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the deletion from the membership of the Twin District Volunteer Fire Company the following individuals:

DELETION:

Joe Cellino

Daniel Sutch

John Jason

WHEREAS, the Twin District Volunteer Fire Company, Inc., by letter dated September 12, 2014 has requested the addition of three members to the roster of said fire association.

**NOW, THEREFORE, BE IT
RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the addition to the membership of the Twin District Volunteer Fire Company the following individuals:

ADDITIONS:

Daniel Sutch as Junior Firefighter

John Jason as Junior Firefighter

Elana Allwang-Armitaga as Junior Firefighter

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, Mark Lubera, the Interim General Crew Chief of the Department of Parks, Recreation and Forestry of the Town of Lancaster by letter dated September 16, 2014 has requested the purchase of **two (2) new 2014 Ford 4 x 4 Regular Cab F250 XL 8’ Box Pickup Trucks** for the use in the Parks, Recreation and Forestry Department, and

WHEREAS, this truck is available from a New York State Bid Contract which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the Town Board deems it in the public interest to approve the purchase of said truck;

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

The Town Board of the Town of Lancaster hereby approves the purchase of **two (2) new 2014 Ford 4 x 4 Regular Cab F250 XL 8’ Box Pickup Trucks** with a unit cost of \$27,264.71 each which includes the options package as requested by the Interim General Crew Chief of the Parks, Recreations and Forestry Department, from the 2014 authorized New York State Bid Contractor Van Bortel Ford, 71 Marsh Road, East Rochester, New York 14445 under State Bid Contract #22539/PC 65855, for a total sum not to exceed the state contract price of \$54,529.42 which amount shall be paid for with funds available in the 2014 Department of Parks and Recreations Budget Line Item# A7110.225 and Line Item# A8510.225.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, Mark Lubera, the Interim General Crew Chief of the Department of Parks, Recreation and Forestry of the Town of Lancaster by letter dated September 16, 2014 has requested the purchase of **one (1) new Scag Cheetah Zero Turn Lawnmower** and **one (1) 18 inch Walk Behind Floor Scrubber** for the use in the Parks, Recreation and Forestry Department, and

WHEREAS, the lawnmower is available from a New York State Bid Contract which eliminates the need for competitive bidding pursuant to §103 of General Municipal Law, and

WHEREAS, the Town Board deems it in the public interest to approve the purchase of one (1) new Scag Cheetah Zero Turn Lawnmower and one (1) 18 inch Walk Behind Floor Scrubber;

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

The Town Board of the Town of Lancaster hereby approves the purchase of one (1) new Scag Cheetah Zero Turn Lawnmower for a cost of \$9,857.27 from the 2014 authorized New York State Bid Contractor STS, 6495 Transit Road, Bowmansville, New York 14026 under State Bid Award #21459 Group #37000, and one (1) 18 inch Walk Behind Floor Scrubber for a cost of \$2,029.48 from Graingers, 50 McKesson Parkway, Cheektowaga, New York 14225 as proposed by the Interim General Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster which items will be paid for with funds available from the Capital Project #150 Recreation Equipment.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Interim General Crew Chief, Mark Lubera, of the Town of Lancaster’s Parks Recreation & Forestry’s Department, in a letter dated September 19, 2014 has advised the Town Board that the Department has accumulated several desks, chairs, filing cabinets, tables and other various office furniture from other departments that no longer have any use within the Town and has therefore requested that the Town Board deem these items to be surplus and permit them to be placed on an online auction, and

WHEREAS, the Town Board has given due consideration to the request of the Interim General Crew Chief, and deems it in the public interest to declare the beforementioned office furniture to be surplus and permits placement of said items on an online auction;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby declares the beforementioned office furniture to be surplus and authorizes Interim General Crew Chief, Mark Lubera, of the Town of Lancaster’s Parks Recreation & Forestry Department, to place said items up for public bid at an online auction with Auctions International, *www.auctionsinternational.com*, 11167 Big Tree Road, East Aurora, New York 14052 starting October 9, 2014 and concluding on October 19, 2014 with the funds received from said auction to be made payable to the Town of Lancaster and delivered to the Town Supervisor's Office.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

PUBLIC AUCTION
OF TOWN OWNED SURPLUS EQUIPMENT

Notice is hereby given that the Town Board of the Town of Lancaster has deemed several desks, chairs, filing cabinets, tables and other various office furniture as surplus.

This surplus office furniture will be auctioned at an online auction with Auctions International, www.auctionsinternational.com, 11167 Big Tree Road, East Aurora, New York 14052 starting October 9, 2014 and concluding on October 19, 2014.

Successful bidders must provide a payment of 100% of the bid price offered payable to the Town of Lancaster prior to taking possession of the equipment.

The surplus equipment may be inspected at the Town of Lancaster's Park's Department, 525 Pavement Road, Lancaster, New York by contacting Interim General Crew Chief, Mark Lubera at 684-3320 to make an appointment.

TOWN BOARD
TOWN OF TOWN OF LANCASTER

By: JOHANNA M. COLEMAN
TOWN CLERK

October 9, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Executive Director of the Town of Lancaster Youth Bureau, by letter dated September 17, 2014, has recommended the appointment of Judy Trusiak of Lancaster, New York to the position of Clerk, part-time permanent working not more than nineteen and three-quarter hours per week.

NOW, THEREFORE, BE IT

RESOLVED, that Judy Trusiak be and is hereby appointed to the position of Clerk, part-time permanent in the Youth Bureau at the rate of \$8.50 per hour, retroactive to October 1, 2014 and that this being a part-time position, provides no health insurance, sick days, vacation, or other fringe benefits not specifically mandated for part-time employees, and

BE IT FURTHER,

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO TO WIT:

WHEREAS, Daryl Martin, Architect, on behalf of Column Development, 3625 Eggert Road, Orchard Park, New York 14127, has petitioned the Town Board of the Town of Lancaster for the rezone of a parcel of land located at 00 Genesee Street (SBL# 82.04-2-12), Lancaster, New York from a Residential Commercial Office (RCO) to Commercial Motor Service (CMS), and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and was approved at their September 17, 2014.

NOW, THEREFORE

BE IT RESOLVED, that pursuant to Sections 130 and 265 of the Town Law of New York a Public Hearing on the proposed rezone will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 20th day of October, 2014, at 7:15 o'clock P.M., Local Time, and that Notice of the Time and Place of such Hearing be published in the local newspaper of general circulation in said Town and be on the Town Bulletin Board, and that Notice of such Hearing be referred to the Erie County Department of Planning, pursuant to Section 239 (m) of the General Municipal Law, which Notice shall be in form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

**LEGAL NOTICE
REZONE-PUBLIC HEARING
00 & 5354 GENESEE STREET
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the Town Law of the State of New York and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on October 6, 2014, the said Town Board will hold a Public Hearing on the 20th day of October, 2014 at 7:15 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the following proposed amendment to the Zoning Ordinance and Zoning Map of the Town of Lancaster, rezoning the following described real property from a Residential Commercial Office District (RCO) to Commercial, Motor, Service (CMS) for the property known as 00 Genesee Street (S.B.L. No.82.04-2-12) within the Town of Lancaster, New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE TOWN
OF LANCASTER**

**BY: JOHANNA M. COLEMAN
Town Clerk**

October 9, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, A Public Hearing was held on September 15, 2014, on the petition of **Fairway Hills Development, LLC**, 2730 Transit Road, West Seneca, New York 14224, for the rezone of a parcel of land identified as **00 & 5425 William Street (Summerfield Farms)** which consists of the following SBL #s or portions thereof (116.19-1-68, 116.19-1-71.1, 127.00-4-1.11, 127.00-4-1.211, 116.19-1-4, 116.19-2-1 to 116.19-2-31 and 116.19-2-33 to 116.19-2-45), Lancaster, New York from Agricultural Residential District (A-R) to Multifamily Residential District three (MFR-3), and

WHEREAS, the Petition has been referred to the Planning Board of the Town of Lancaster for its recommendation and was approved at their July 16, 2014 meeting, and

WHEREAS, a SEQR review was completed on the proposed rezone on August 18, 2014 and a Negative Declaration was issued on September 2, 2014, and

WHEREAS, notices of said Hearings were duly published and posted, and

WHEREAS, in accordance with Section 239 (m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and has no objection with respect thereto;

**NOW, THEREFORE
BE IT RESOLVED,**

1. That the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property identified as **00 & 5425 William Street** which consists of the following SBL #s or portions thereof (116.19-1-68, 116.19-1-71.1, 127.00-4-1.11, 127.00-4-1.211, 116.19-1-4, 116.19-2-1 to 116.19-2-31 and 116.19-2-33 to 116.19-2-45)is changed from an Agricultural Residential District (A-R) to Multifamily Residential District three (MFR-3) with the following condition:

- The rezone is restricted to Patio Home use.

A-R to MFR-3

All THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie, State of New York, being part of Lots 62 and 65, Township 10, Range 6 of the Buffalo Creek Reservation, bounded and described as follows:

BEGINNING at the intersection of the south boundary line of William Street (66.00 feet wide) and the east boundary line of Avian Way;

THENCE: N-89°-20’-54”-E, along the south boundary line of said William Street, a distance of 800.39 feet to the east line of Lot 65 and the west line of Lot 62;

THENCE: N-89°-07’-29”-E, continuing along the south boundary line of said William Street, a distance of 1766.95 feet to a point;

THENCE: through the lands conveyed to Fairway Hill Development LLC by deeds recorded in Liber 11085 of Deeds at page 6472 and Liber 11085 of Deeds at page 6478, the following eleven (11) courses and distances;

- 1) S-00°-52’-31”-E, a distance of 708.00 feet to a point;
- 2) S-76°-54’-53”-W, a distance of 452.00 feet to a point,
- 3) N-76°-29’-35”-W, a distance of 375.00 feet to a point,
- 4) N-67°-43’-14”-W, a distance of 435.00 feet to a point;
- 5) S-89°-32’-27”-W, a distance of 437.00 feet to a point,
- 6) S-59°-38’-58”-W, a distance of 51.00 feet to a point,
- 7) S-02°-51’-22”-W, a distance of 164.00 feet to a point,
- 8) S-39°-51’-22”-W, a distance of 77.00 feet to a point,
- 9) N-50°-08’-38”-W, a distance of 256.00 feet to a point,
- 10) S-88°-56’-38”-W, a distance of 293.61 feet to a point,
- 11) S-01°-01’-16”-E, a distance of 180.16 feet to a point on the northeasterly boundary line of Summerfield Farms Subdivision, Phase 3 as shown on Map Cover 3203;

THENCE: along the northeasterly boundary line of said Map Cover 3203
The following four (4) courses and distances;

- 1) N-44°-04’-44”-W, a distance of 249.31 feet to a point;
- 2) N-68°-00’-19”-E, a distance of 95.46 feet to a point,
- 3) N-64°-53’-16”-W, a distance of 281.57 feet to a point,
- 4) N-00°-39’-06”-W, a distance of 460.99 feet to the POINT or Place of BEGINNING, having an area of 38.55 acres of land more or less. and,

- 2. That said Ordinance Amendment be added in the Minutes of the meeting of the Town Board of the Town of Lancaster held on the 6th day of October 2014;
- 3. That a certified copy thereof be published in the Official Newspaper of Town of Lancaster pursuant to Town Law;
- 4. That Affidavits of Publication be filed with the Town Clerk; and
- 5. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

**LEGAL NOTICE
ADOPTION OF AMENDMENT
ZONING ORDINANCE, TOWN OF LANCASTER
FAIRWAY HILLS DEVELOPMENT, LLC,
SUMMERFIELD FARMS SUBDIVISION
0 & 5425 WILLIAM STREET AND ASSOCIATED PARCELS
TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN, that the Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of the said Town is hereby changed so that the real property hereinafter described is changed from Agricultural Residential District (A-R) to Multifamily Residential District three (MFR-3) for the property **00 & 5425 William Street (Summerfield Farms)** which consists of the following SBL#s or portions thereof (116.19-1-68, 116.19-1-71.1, 127.00-4-1.11, 127.00-4-1.211, 116.19-1-4, 116.19-2-1 to 116-19-2-31 and 116.19-2-33 to 116-19-2-45) within the Town of Lancaster, New York.

October 6, 2014

STATE OF NEW YORK :
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

THIS IS TO CERTIFY that I, Johanna M. Coleman, Town Clerk of the Town of Lancaster, in said County of Erie, have compared the foregoing copy of an Ordinance on the 6th day of October 2014 and that he same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto signed my hand and affixed the Seal of said Town this 6th day of October 2014.

Johanna M. Coleman, Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town of Lancaster has heretofore established a Joint Social Work Counselor Program with the Lancaster Central School District and desires to continue this program, and

WHEREAS, the Town Board has received assurance of participation in funding by the Lancaster Central School District.

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

1. That the Lancaster Town Board hereby agrees to continue a joint program for a Social Work Counselor to work in the Town of Lancaster with Lancaster Central School children in response to a demonstrated need for such services in order to reduce juvenile delinquency; enhance educational and social opportunities for youth of the Town of Lancaster and to reduce the impact of drug use, truancy, vandalism, and juvenile pregnancy, and otherwise reduce the impact of social pressures upon single-parent youth, for the period commencing July 1, 2014 and ending June 30, 2015, and
2. The program has a total annual cost of approximately \$88,275.00 which includes \$52,345.00 for direct salary and \$35,930.00 for contractual expenses and fringe benefits for the period of July 1, 2014 to June 30, 2015, and the Erie County Department of Social Services shall contribute funding for said program in the amount of approximately \$2,500.00 of the direct salary portion; the Town of Lancaster will pay approximately fifty percent of the remaining balance of the direct salary, plus fifty percent (50%)of the contractual expenses and fringe benefit costs for a grand total of \$42,887.50 to be drawn from the General Fund Account "Social Work Counselor Program", additionally the Lancaster Central School District will contribute approximately fifty percent of the remaining balance of the direct salary, plus fifty percent (50%)of the contractual expenses and fringe benefit costs for a grand total of \$42,887.50 as well, and
3. That Dino J. Fudoli, Supervisor of the Town of Lancaster is authorized to sign an Agreement, subject to the approval of the Town Attorney, to renew said program, said Agreement to be drawn by the Town Attorney, providing for participation in said program by the Town of Lancaster, and the Lancaster Central School District.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Executive Director of the Youth Bureau by letter dated August 26, 2014 recommends that the Town of Lancaster continue to participate in the collaborative effort with Lancaster Central School District by providing 50% of the annual compensation and 50% of the annual cost of health insurance coverage for the Coordinator for the Family Support Center within the Lancaster Central School District, and

WHEREAS, the annual compensation cost is approximately \$49,140.00; and the annual health insurance cost is approximately \$17,685.48, and

WHEREAS, the Town Board deems it in the public’s interest to provide 50% of the annual compensation cost and 50% of the annual health insurance cost to the District to ensure this service is maintained for the community.

**NOW, THEREFORE, BE IT
RESOLVED**, as follows:

That the Supervisor of the Town of Lancaster is hereby authorized to enter into an Agreement with the Lancaster Central School District for the purpose of providing a Coordinator for the Family Support Center for the period of September 1, 2014 to June 30, 2015 with the Town paying 50% of the annual compensation (\$24,570.00.00) and 50% of the annual health insurance (\$8,842.74) for a total expenditure of \$33,412.74 for the Program Coordinator to the Lancaster Central School District.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER AQUINO, TO WIT:

WHEREAS, the Town of Lancaster is constructing a new Office of Emergency Management facility to be located at 525 Pavement Road, Lancaster, New York, and

WHEREAS, the Town must contract with firms for professional services in conjunction with the work to be performed at the facility;

NOW, THEREFORE,

BE IT RESOLVED, that the Town Board of the Town of Lancaster hereby approves the following contract for professional services in substantially the form presented, and authorizes the Town Supervisor to execute such contract on behalf of the Town, subject to the review and approval of the Town’s legal counsel:

- **Telephone and Data Communications System**, design, installation and related services to TechNet Task Group 41Central Avenue, Lancaster, New York 14086 in the amount of \$6,800.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER AQUINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town of Lancaster is currently in negotiations with
Time Warner Cable, Inc. regarding their cable franchise, and

WHEREAS, Section 626 of the Federal Cable Act requires that a
Municipality hold a Public Hearing as part of its preliminary portion of a franchise renewal,
and

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby
sets a Public Hearing to be held at 7:15 o’clock P.M. Local Time, on Monday, October 20,
2014, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purpose of taking
public comment on the proposed renewal of the cable TV franchise agreement, and that a
Notice of the time and place of such Hearing be published in the official newspaper of general
circulation in said Town, and be posted on the Town Bulletin Board, which notice shall be in
the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

**LEGAL NOTICE
PUBLIC HEARING
TIME WARNER CABLE FRANCHISE RENEWAL**

LEGAL NOTICE IS HEREBY GIVEN, that the Town of Lancaster will hold a public hearing regarding cable franchise renewal. The public hearing will take place on Monday October 20, 2014 at 7:15 o'clock P.M. at the Town Hall, 21 Central Avenue, Lancaster, New York 14086. Citizens are invited to testify. The purpose of the public hearing is to review the past performance of the cable operator, Time Warner, and to identify the future cable-related community needs of the Town. Questions may be directed to Dino Fudoli, Town Supervisor, at (716) 683-1610.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

**BY: JOHANNA M. COLEMAN
Town Clerk**

October 9, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, grant monies are available through the New York State Unified Court System to enhance the operation and security of municipal Justice Courts;

NOW THEREFORE, BE IT

RESOLVED, that the Supervisor and Town Court Justices be and hereby are authorized and directed to execute all documents pertaining to the application and acquisition of said funding.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPNIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR FUDOLI, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Town Board of the Town of Lancaster (a) herby approves, as presented, the 2014-2015 Upstate Tactical Diversion Task Force Agreement between the Town of Lancaster and the United States Drug Enforcement Administration, and (b) hereby authorizes Gerald Gill, the Town Police Chief, to execute said Agreement on behalf of the Town.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, Building Innovation Group, Inc., 107 Lincoln Parkway, Rochester, New York 14445, the contractor for providing Contract 1A- General Construction for the new Lancaster-Depew Indoor Baseball Facility, has submitted Change Order No. 1 in the amount of \$38,522.00 to the Town Board for their approval, based on the descriptions of additional work to be performed provided to the Town Board;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves Change Order No. 1 to Building Innovation Group, Inc., with respect to the outlined descriptions previously provided to the Town Board:

DESCRIPTION OF CHANGE ORDER NO. 1:

Additional compensation is required for installing 2" water service, mezzanine floor plan modifications, RPZ room partition, restroom countertop brackets, temporary power, temporary heat and rebar revisions within the building.

CHANGE ORDER NO. 1:

The original Contract Sum was	\$1,207,327.00
The Contract Sum will be increased by this Change Order in the amount of....	\$ 38,522.00
The new Contract Sum increased including this Change Order will be	\$1,245,849.00

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized to execute this Change Order on behalf of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Supervisor of the Town of Lancaster has recommended to the Town Board that Friday, October 31, 2014 between the hours of 6:00 P.M. and 8:30 P.M. be set for the observance of Halloween “Trick or Treat” within the Town of Lancaster.

WHEREAS, the Supervisor of the Town of Lancaster has consulted with the Mayors of the Villages of Lancaster and Depew who have indicated their approval of the aforementioned date and time of Halloween “Trick or Treat”.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, hereby declares Friday, October 31, 2014, between the hours of 6:00 P.M. and 8:30 P.M., as the official period during which Halloween “Trick or Treat” activities may be observed within the Town of Lancaster.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED	YES
COUNCIL MEMBER AQUINO	VOTED	YES
COUNCIL MEMBER RUFFINO	VOTED	YES
COUNCIL MEMBER STEMPIAK	VOTED	YES
SUPERVISOR FUDOLI	VOTED	YES

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED BY
COUNCIL MEMBER ABRAHAM, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, the Town of Lancaster intends to apply for Federal Community Development Funds, known as Community Development Block Grant Funds, for the year 2015-2016 and must identify eligible projects which would benefit low to moderate income persons in the Town, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to hold a Public Hearing to provide an opportunity for citizens to express community development and housing needs and to discuss proposals to meet those needs to assist the Town Board in the development of the Town’s application for Community Development Block Grant funds;

NOW, THEREFORE BE IT

RESOLVED, that a Public Hearing, to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Lancaster, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York on the 20th day of October, 2014 at 7:15 o’clock P.M. Local Time, and the Notice of the time and place of such Hearing to be published in the Lancaster Bee, the Official newspaper and to be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

NOTICE OF PUBLIC HEARING
NOTICE TO CITIZENS OF
THE TOWN OF LANCASTER

NOTICE IS HEREBY GIVEN that a public hearing will be held on the 20th day of October 2014 at 7:15 o'clock P.M., local time, at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York, regarding the use of Federal Community Development funds in the Town of Lancaster.

The Town of Lancaster is eligible for a Federal Community Development Grant under Title I of the Housing and Community Development Act of 1974, as amended.

The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects which would benefit low and moderate income persons in the Town of Lancaster.

Citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Lancaster's selection of potential projects to be submitted for possible funding by the Federal Community Development Grant Program.

The Hearing will also present a review of prior Community Development projects and expenditures and a discussion of eligible activities. The meeting room is wheelchair accessible. Those needing special arrangements should call the Lancaster Town Clerk's Office at (716) 683-9028 by October 14, 2014.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

TOWN BOARD OF THE
TOWN OF LANCASTER

By: **JOHANNA M. COLEMAN**
Town Clerk

October 9, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM TO WIT:

WHEREAS, a vacancy exists in the Department of Parks, Recreation and Forestry for a Laborer Aide, full time, and

WHEREAS, the Town Board recommends the appointment of Thomas Irish of Lancaster, New York to fill the position of Laborer Aide, full-time, in the Town of Lancaster.

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That Thomas Irish, Lancaster, New York be and is hereby appointed to the position of Laborer Aide, full-time, in the Department of Parks, Recreation and Forestry, with wages and benefits in accordance with the CSEA White Collar Union Contract.
2. That this appointment shall take effect October 7, 2014.

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	* RECUSED
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED NO

* Represents Mr. Irish in business matters.

October 6, 2014

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER RUFFINO, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, the Town of Lancaster’s Chief of Police, Gerald Gill, has requested that the Town Board authorize the design, purchase and installation of an outdoor sign with the Town Seal affixed to the Lancaster Police Headquarter and Court Building (Lancaster Public Safety Building), and

WHEREAS, two (2) price quotes were obtained for the design, purchase and installation of an outdoor sign with the Town Seal affixed to the Lancaster Public Safety Building, in accordance with the Town of Lancaster’s Procurement Policy, and

WHEREAS, in an email dated October 1, 2014, the Chief of Police has recommended that the contract for the design, purchase and installation of an outdoor sign affixed to the Lancaster Public Safety Building, be awarded to ASI Signage Innovations, 2957 Alt Boulevard, Grand Island, New York 14072, in the amount of \$16,875.00, per their quote dated September 30, 2014, and

WHEREAS, funding for the purchase of the outdoor sign with the Town Seal is available from the April 13, 2011 Police/Court’s Complex Project Bond.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby awards the design, purchase and installation contract of an outdoor sign with the Town Seal for the Lancaster Public Safety Building to ASI Signage Innovations, 2957 Alt Boulevard, Grand Island, New York 14072 in accordance with their quote dated September 30, 2014 in an amount not to exceed \$16,875.00 and to be paid for with funds available from the April 13, 2011 Police/Court’s Complex Project Bond.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER ABRAHAM	VOTED YES
COUNCIL MEMBER AQUINO	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR FUDOLI	VOTED YES

October 6, 2014

COMMUNICATIONS & REPORTS

- 549. NYS Senator Patrick Gallivan to Town Clerk –**
Free drop-off event electronics recycling on Saturday, September 27, 2014.
Disposition = Received & Filed
- 550. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent and Building Inspector –**
Draft copy of minutes from September 3, 2014 Planning Board meeting.
Disposition = Planning Committee
- 551. Planning Board to Town Board –**
Recommendation memo stating rezone petition for 0 Genesee Street is tabled to next Planning Board meeting on September 17, 2014.
Disposition = For Resolution
- 552. Laura Clark to Highway Superintendent –**
Thank you for work done on Harewood Run. Disposition = Received & Filed
- 553. Twin District Fire Co. to Town Clerk –**
Request for change in roster. Disposition = Resolution 10/6/14
- 554. Twin District Fire Co. to Town Clerk –**
Request for change in roster. Disposition = Resolution 10/6/14
- 555. Town Line Volunteer Fire Dept. to Town Clerk –**
Request for change in roster. Disposition = Resolution 10/6/14
- 556. Joanne George, Iroquois Central School District to Town Clerk –**
Copy of resolution approving acceptance of partial payments in any amount for payment of property taxes. Disposition = Received & Filed
- 557. Jeffrey Konsella, P.E., NYSDEC to Town Clerk –**
Information regarding Sewer Extension Application Guidance and Related I/I Flow Offset Requirements. Disposition = Town Engineer
- 558. Lew Pacanowski, Dog Control Officer to Town Board –**
Monthly Dog Control report for July 2014. Disposition = Received & Filed
- 559. Lew Pacanowski, Dog Control Officer to Town Board –**
Monthly Dog Control report for August 2014. Disposition = Received & Filed
- 560. Village of Lancaster to Town Board –**
Copy of minutes from regular meeting held on September 8, 2014.
Disposition = Received & Filed
- 561. Corey Auerbach, Damon Morey LLP to Town Clerk –**
Information regarding proposed rezoning of 27.5 acres located on Genesee Street, Bowmansville, presently occupied by Harris Hill Golf Center & GiGi's Café.
Disposition = For Resolution
- 562. Supervisor to U.S. Soccer Foundation =**
Letter of support for Lancaster Depew Soccer Club's grant application for field lighting. Disposition = Received & Filed
- 563. Mark Lubera, Interim General Crew Chief to Supervisor and Town Board –**
Request for Town Board to deem certain office items as surplus to allow them to go for public auction. Disposition = Resolution 10/6/14
- 564. Steven Zeller to Town Clerk –**
Notice of contract award for Erie County Government Offices Electronics Waste recycling and information. Disposition = Received & Filed

- 565. Town Clerk to Various News Media -**
Press release regarding Town Board fire inspections with the four fire companies serving Fire Protection District of the Town of Lancaster on September 29, 2014.
Disposition = Received & Filed
- 566. Lieutenant Jeffrey Smith to Town Clerk –**
No objections to granting fireworks permit for The Fox Valley County Club for September 27, 2014. Disposition = Received & Filed
- 567. Town Clerk to Laura Jedlikowski, The Fox Valley Country Club –**
Transmittal of fireworks permit for The Fox Valley Country Club on September 27, 2014. Disposition = Received & Filed
- 568. John Trojanowsky, Youth Bureau to Supervisor –**
Recommend appointment of Judy Trusiak to the position of part-time permanent office help effective October 1, 2014. Disposition = Resolution 10/6/14
- 569. Supervisor to Motorcade Chairpersons, Lancaster High School –**
Authorization for Lancaster High School to conduct the annual motorcade on October 17, 2014. Disposition = Police Chief
- 570. Planning Board Chairman to Planning Board, Town Board, Engineering Consultant, Town Attorney, Highway Superintendent, and Building Inspector –**
Draft copy of minutes from September 17, 2014 Planning Board meeting.
Disposition = Planning Committee
- 571. Planning Board to Town Board –**
Recommend approval of rezone petition for 0 Genesee Street (north side of Genesee St. between Harris Hill Road and Stony Road) from RCO to CMS; conditions noted. Disposition = For Resolution
- 572. Planning Board to Town Board –**
Recommend approval of site plan for Winnomotive Properties, LLC, 4304 Walden Ave.; no conditions. Disposition = For Resolution
- 573. Supervisor to Town Board –**
Summary of the highlights of Supervisor's proposed 2015 budget for the Town of Lancaster. Disposition = Received & Filed
- 574. Town Attorney to Town Board and Planning Board –**
SEQR response from Erie County Division of Planning regarding Winnomotive Properties, LLC, 4304 Walden Avenue. Disposition = Planning Committee
- 575. Town of Elma and Drew Reilly, Wendel to Supervisor –**
Lead Agency Notice for Town of Elma Zoning Code and Zoning Map Revisions.
Disposition = Received & Filed
- 576. Village of Lancaster to Town Board –**
Minutes from regular meeting held on September 22, 2014.
Disposition = Received & Filed
- 577. Highway Superintendent to Director of Administration and Finance –**
Request for Town Board approval for the Surface Pro 3 Tablet Core to locate underground facilities. Disposition = Received & Filed
- 578. Ruth Pierpont, Deputy Commissioner for Historic Preservation to Supervisor –**
Notification that NYS Historic Preservation Officer (SHPO) has listed 21 Central Ave., 40 Clark St. Lancaster, NY on the State Register of Historic Places and will forward the nomination to the Keeper of the National Register in Washington, D.C. Disposition = Received & Filed

- 579. Gary Costello, President, Hull House Foundation to Town Board –**
Thank you for continuing support and request for the Town Board to include an appropriation of \$4,000.00 in the Town’s 2015 budget to help advance the work of the Foundation. Disposition = Received & Filed
- 580. Police Chief to Town Clerk –**
Articles and communications. Disposition = Received & Filed

ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER ABRAHAM AND SECONDED BY COUNCIL MEMBER RUFFINO AND CARRIED, the meeting was adjourned in memory of LeRoy Arber, Michael J. Cohen, Ralph M. Fudoli, Jacob Gumulak, Anthony M. Mercurio and James Stuart Metz at 8:56 P.M.

Signed _____
Johanna M. Coleman, Town Clerk